

REMARKS

The September 13, 1995, Office action required restriction to one of two groups of claims. Group I included Claims 1 to 59 covering a container with a plurality of materials. Group II consisted of Claims 60 to 138, and related to a method for molding a container. In response, Applicant selected Group II, Claims 60 to 138, for further prosecution

The February 8, 1996, Office action indicated that Applicant had failed to elect a species for further prosecution as required in the September 13, 1995, Office action. Applicant apologizes for this omission. Applicant also expresses his appreciation to the examiner for the courtesies extended to his undersigned attorney during a telephone interview on the date given below. The present **RESPONSE II** sets forth and accords with the substance and results of that interview.

In response to the species election requirement, Applicant selects Figure 4. The claims readable on the species of Figure 4 include Claims 88 to 112.

Applicant notes that Claims 91 to 112 also read on the species of Figure 5, Claims 101 and 102 read on Figure 6, and Claim 102 reads on Figure 7. Because of this, Applicant believes that the claims covering Figures 4 to 7 do not display "mutual exclusivity". Accordingly, M.P.E.P. § 806.04(f) would appear to make a restriction requirement between the claims reading on Figures 4 to 7 inappropriate. Applicant accordingly requests the removal of the species restriction requirement between Figures 4 to 7.

Applicant believes that the above, along with his October 13, 1995, **RESPONSE** fully responds to the September 13, 1995, and February 8, 1996, Office actions. However, if some minor impediment makes these papers less than fully responsive, the examiner is then respectfully requested to telephone Applicant's attorney at the number given below. This would portend the saving of substantial effort and cost on the part of both the Patent and Trademark Office and Applicant.

The present paper appears to timely respond to the February 8, 1996, Office Action. Accordingly, no extension fee is required. If this is not the case, then any required extension fee may be charged to Deposit Account 06-2135 of the undersigned attorney.

Respectfully submitted,



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CERTIFICATE OF MAILING

I certify that this correspondence is being deposited with the U. S. Postal Service as first class mail in an envelope with sufficient postage and addressed to:

The Commissioner of Patents and Trademarks
Washington, D.C. 20231

on March 8, 1996.



Eugene F. Friedman

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